

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**INK COMPOSITION USING ALKYD-STABILIZED ACRYLIC DISPERSIONS**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

**60/285,369**

(Application Serial No.)

**April 20, 2001**

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)

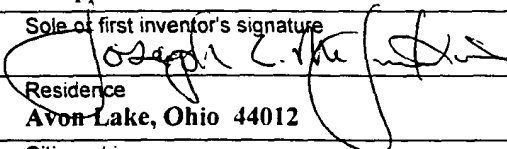
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

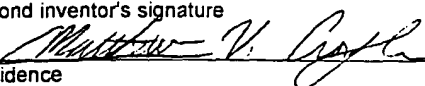
Page 001  
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Vivien Y. Tsang, Reg. No. 40,209  
Robert E. McDonald, Reg. No. 29,193  
Paul R. Katterle, Reg. No. 36,563

Send Correspondence to: Vivien Y. Tsang, Esq.  
The Sherwin-Williams Company - Legal Dept.  
101 Prospect Avenue, N.W.  
Cleveland, Ohio 44115

Direct Telephone Calls to: *(name and telephone number)*  
Vivien Y. Tsang, Esq. (216) 566-2487

Full name of sole or first inventor	
Joseph L. McJunkins	
Sole or first inventor's signature	Date
	4-18-2002
Residence	
Avon Lake, Ohio 44012	
Citizenship	
USA	
Post Office Address	
367 Dellwood Road	
Avon Lake, Ohio 44012	

Full name of second inventor, if any	
Matthew V. Croyle	
Second inventor's signature	Date
	4-18-2002
Residence	
Shaker Heights, Ohio 44120	
Citizenship	
USA	
Post Office Address	
2585 Kemper Road - #11B	
Shaker Heights, Ohio 44120	

Full name of third inventor, if any <b>Madhukar Rao</b>	
Third inventor's signature <i>Madhukar Rao</i>	Date April 18 2002
Residence <b>Twinsburg, Ohio 44087</b>	
Citizenship <b>USA</b>	
Post Office Address <b>1541 Landsdale Circle</b>	
<b>Twinsburg, Ohio 44087</b>	

Full name of fourth inventor, if any <b>Richard F. Tomko</b>	
Fourth inventor's signature <i>Richard F. Tomko</i>	Date 4/18/2002
Residence <b>North Olmsted, Ohio 44070</b>	
Citizenship <b>USA</b>	
Post Office Address <b>3677 Hunter Drive</b>	
<b>North Olmsted, Ohio 44070</b>	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

JUNE 28, 2002

PTAS

Commissioner for Trademarks  
Arlington, VA 22202-3513  
www.uspto.gov

THE SHERWIN-WILLIAMS COMPANY  
VIVIEN Y. TSANG, ESQ.  
11 MIDLAND BLDG.- LEGAL DEPT.  
101 PROSPECT AVENUE, N.W.  
CLEVELAND, OH 44115

RECEIVED

JUL 08 2002

S-W LEGAL



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UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/19/2002

REEL/FRAME: 012837/0232

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MCJUNKINS, JOSEPH L.

DOC DATE: 04/18/2002

ASSIGNOR:

CROYLE, MATTHEW V.

DOC DATE: 04/18/2002

ASSIGNOR:

RAO, MADHUKAR

DOC DATE: 04/18/2002

ASSIGNOR:

TOMKO, RICHARD F.

DOC DATE: 04/18/2002

ASSIGNEE:

SHERWIN-WILLIAMS COMPANY  
11 MIDLAND BLDG.-LEGAL DEPT  
101 PROSPECT AVENUE, N.W.  
CLEVELAND, OHIO 44115

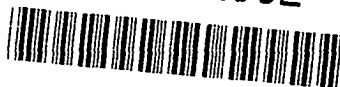
SERIAL NUMBER: 10127053

FILING DATE: 04/19/2002

PATENT NUMBER:

ISSUE DATE:

THERESA FREDERICK, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



R SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

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Tab settings → → → ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Joseph L. McJunkins  
Matthew V. Croyle  
Madhukar Rao  
Richard F. Tomko

4.19.02

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: The Sherwin-Williams Company

Internal Address: 11 Midland Bldg. - Legal Dept.

JD996 U.S. PRO  
10/127053  
04/19/02

Street Address: 101 Prospect Avenue, N.W.

City: Cleveland State: OH ZIP: 44115

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: April 18, 2002

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent numbers(s):

10/127053

If this document is being filed together with a new application, the execution date of the application is: April 18, 2002

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Vivien Y. Tsang, Esq.

Internal Address: The Sherwin-Williams Company

11 Midland Bldg. - Legal Dept.

Street Address: 101 Prospect Avenue, N.W.

3/01/2002 GTON11 00000253 192025 10127053

1 FC:581 40.00 CH

City: Cleveland State: OH ZIP: 44115

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41):.....\$ 40.00

☐ Enclosed - Any excess or insufficiency should be credited or debited to deposit account

☒ Authorized to be charged to deposit account

8. Deposit account number:

19-2025

(Attach duplicate copy of this page if paying by deposit account)

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Vivien Y. Tsang, Reg. No. 40,209

Name of Person Signing

*Vivien Y. Tsang*

Signature

April 18, 2002

Date

Total number of pages including cover sheet, attachments, and document:

5

## ASSIGNMENT

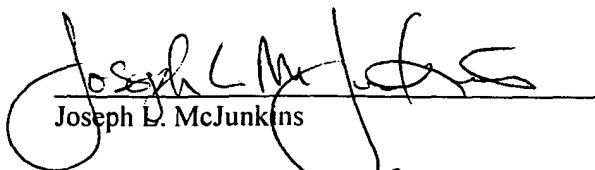
We, Joseph L. McJunkins of Avon Lake, County of Lorain, State of Ohio, Matthew V. Croyle of Shaker Heights, County of Cuyahoga, State of Ohio, Madhukar Rao of Twinsburg, County of Summit, State of Ohio, and Richard F. Tomko of North Olmsted, County of Cuyahoga, State of Ohio, having invented certain new and useful improvements in: INK COMPOSITION USING ALKYD-STABILIZED ACRYLIC DISPERSIONS and, in consideration of the sum of one Dollar(s) (\$ 1.00 ) and other good and valuable consideration to each of us paid by THE SHERWIN-WILLIAMS COMPANY, a corporation of Ohio, having its principal office and place of business at Cleveland, Ohio, hereby assign to THE SHERWIN-WILLIAMS COMPANY, its successors and assigns, the entire right, title and interest in and to said improvements in the United States, its territories, and all foreign countries, and in, to and under the application for Letters Patent of the United States disclosing and claiming said improvements, bearing Sherwin-Williams Patent Case No(s). 7041, and claiming priority from Provisional Patent Application No. 60/285,369, filed on April 20, 2001 and in, to and under any Reissue, Divisional, Continuing, Substitute, or other application based in whole or in part thereon, and any corresponding application filed in any foreign country, and in, to and under any Letters Patent of the United States or any foreign country which may be issued on any of said applications.

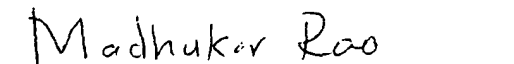
Further, we do hereby covenant and agree for ourselves and our legal representatives to assist our aforesaid assignee, its successors and assigns in the prosecution of the said application or applications, and in any interference or litigation which may arise involving our said improvements, application or applications, or the said patent or patents, and to execute (1) any application for Reissue of the aforesaid patent or patents, and (2) any Divisional, Continuing, Substitute or foreign application based in whole or in part on the above specifically identified application or applications, and (3) any assignment of said applications or patents granted thereon, all as may be requested by our said assignee.


And we further grant to THE SHERWIN-WILLIAMS COMPANY, its successors and assigns, the right to claim for any of the aforesaid patent applications any privileges available under Conventions or other agreements relating to Industrial Property or under the municipal law in the countries in which said applications are filed.

And we do hereby authorize and request the United States Commissioner of Patents, and appropriately empowered officials of foreign countries, to issue Letters Patent or Patents upon the aforesaid application or applications to THE SHERWIN-WILLIAMS COMPANY, aforesaid, its successors and assigns, as assignee of my entire right, title and interest in and to the same.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 18<sup>th</sup> day of April, 2002, and this 18<sup>th</sup> day of April, 2002, and this 18<sup>th</sup> day of April, 2002, and this 18<sup>th</sup> day of April, 2002, respectively.

  
\_\_\_\_\_  
Joseph L. McJunkins

  
\_\_\_\_\_  
Madhukar Rao

  
\_\_\_\_\_  
Matthew V. Croyle

  
\_\_\_\_\_  
Richard F. Tomko



State of Ohio )  
 )ss  
County of Cuvahoga )

Before me, this 18<sup>th</sup> day of April, 2002, came Joseph L. McJunkins to me known to be the first person named aforesaid and acknowledged the execution thereof to be his own free act and deed.

(SEAL)

Laurie M. Feltes  
Notary Public

Laurie M. Feltes – My commission expires May 23, 2006.

State of Ohio )  
 )ss  
County of Cuvahoga )

Before me, this 18<sup>th</sup> day of April, 2002, came Matthew V. Croyle to me known to be the second person named aforesaid and acknowledged the execution thereof to be his own free act and deed.

(SEAL)

Laurie M. Feltes  
Notary Public

Laurie M. Feltes – My commission expires May 23, 2006.

State of Ohio )  
 )ss  
County of Cuvahoga )

Before me, this 18<sup>th</sup> day of April, 2002, came Madhukar Rao to me known to be the third person named aforesaid and acknowledged the execution thereof to be his own free act and deed.

(SEAL)

Laurie M. Feltes  
Notary Public

Laurie M. Feltes – My commission expires May 23, 2006.

State of Ohio )  
 )ss  
County of Cuyahoga )

Before me, this 18<sup>th</sup> day of April, 2002, came Richard F. Tomko to me known to be the fourth person named aforesaid and acknowledged the execution thereof to be his own free act and deed.

(SEAL)

Laurie M. Feltes

Notary Public

Laurie M. Feltes – My commission expires May 23, 2006.

The application(s) for Letters Patent identified in the foregoing assignment bearing Sherwin-Williams Patent Case No(s). 7041, has, by the United States Patent Office been given the Serial No(s). \_\_\_\_\_ and filing date(s) \_\_\_\_\_, respectively.